IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No. 53505-M of 2006
Dt. Of Decision. 5.09.2006

Bhupinder Singh ...Petitioner

Versus

State of Haryana ...Respondent

CORAM HON'BLE MR. JUSTICE AJAI LAMBA

PRESENT: Mr. Rahul Rathore, Advocate
for the petitioner.

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AJAI LAMBA, J (ORAL)

This is a petition under Section 438 of the Code of Criminal Procedure for bail in a case lodged under Sections 307, 283, 427, 323, 325, 324, 353, 148, 149, 186, 291 IPC.

It is pleaded that the case is a result of political rivalry as the sitting MLA is inimical towards the petitioner. The injury attributed to the petitioner is simple in nature as no fracture has been seen and is otherwise small in dimension. Without obtaining the opinion of the doctor, Section 307 IPC has been added.

I have considered the matter. Perusal of the FIR shows

that the petitioner has been specifically attributed injury with a GANDASI on the back of the head of the complainant. The nature of injury and dimension of the injury or even whether Section 307 IPC is attracted or not are not to be considered at this stage in view of the facts that are spelt out from the perusal of the FIR.

No ground for bail is made out.

Petition is dismissed.

Sep. 05, 2006 **(AJAI LAMBA)**

mamta **JUDGE**